



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

APR 15 2013

OFFICE OF CONGRESSIONAL AND
INTERGOVERNMENTAL RELATIONS

The Honorable Fred Upton
Chairman
Committee on Energy and Commerce
U.S. House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman:

Thank you for your letter of November 30, 2012, to the U.S. Environmental Protection Agency (EPA) Administrator Lisa P. Jackson. I am pleased to respond on behalf of the Agency.

The EPA appreciates suggestions for how transparency can be improved, and regularly considers specific requests for making certain types of information available publicly on an ongoing basis, in addition to providing documents to requesters through the standard Freedom of Information Act (FOIA) process.

You requested that the Agency provide, on a public website, all notices of intent to sue. The EPA is committed to doing just that. The Agency has recently begun providing notices of intent to sue the agency on the EPA's publicly available website. We expect to provide copies of all notices of intent to sue EPA received by EPA's Office of General Counsel (OGC) on or after January 1, 2013. The website currently provides all such notices received through the end of March 2013. Going forward, newly received notices will be added on an ongoing basis. These notices will be available for viewing here: <http://epa.gov/ogc/noi.html>.

The EPA is also considering requests to make petitions for rulemaking available in a publicly accessible location.

Again, thank you for your letter. If you have further questions, please contact me or have your staff contact Tom Dickerson in my office at (202) 564-3638.

Sincerely,

A handwritten signature in black ink, appearing to read "Arvin Ganesan".

Arvin Ganesan
Associate Administrator

cc: The Honorable Henry A. Waxman
Ranking Member